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## DECLARATION AND POWER OF ATTORNEY

Attorney's Docket No. 07826-0007

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name. I believe I am an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: "PEPTIDES FROM THE bPTH (1-37) SEQUENCE", the specification of which

☐ is attached hereto.

☒ was filed on September 22, 1995 as PCT International Application No. PCT/EP95/03757 and was amended (if applicable) on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I do not know and do not believe that the same was ever known or used by others in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to the date of this application. I further state that the invention was not in public use or on sale in the United States of America more than one year prior to the date of this application. I understand that I have a duty of candor and good faith toward the Patent and Trademark Office, and I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate disclosing subject matter in common with the above-identified specification and having a filing date before that of the application on which priority is claimed:

Country	App. No.	Date of Filing
German	DE 44 34 551.8	September 28, 1994

Priority Claimed Under 35 USC §119

Yes ☒ No ☐

I hereby claim the benefit under Title 35, United States Code, § 120 of any prior United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each claim of the present application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.

Filing Date

Status: patented, pending, abandoned

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereon.

I hereby authorize the U.S. attorneys named herein to accept and follow instructions from Dr. Thomas Godemeyer, as to any action to be taken in the Patent and Trademark Office regarding this application, without direct communication between the U.S. attorney and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney named herein will be notified by the undersigned.

POWER OF ATTORNEY: The following attorneys are hereby appointed to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Anthony B. Askew - 24,154; Roger T. Frost - 22,176; Jeffrey B. Young - 28,490; Robert B. Richards - 29,105; John R. Harris - 30,368; Stephen M. Schatzel - 31,418; Larry A. Roberts - 31,871; Thomas A. Hodge - 22,602; Charles L. Warner II - 32,320; Gregory T. Cronholm - 32,415; Dale Lischer - 28,438; Peter G. Pappas - 33,205; James Dean Johnson - 31,771; Nora M. Tocups - 35,712; W. Scott Petty - 35,645; Daniel J. Warren - 34,272; Larry W. Stults - 34,025; Hubert J. Barnhardt III - 36,739; Virginia L. Carron - 37,110; Leona G. Young - 37,266; Jamie L. Greene - 32,467; William A. Hartelle - 36,548; Holmes J. Hawkins III - 38,913; Mary Anthony Merchant - 39,771; Michael J. McInman - 40,086; William L. Warren - 36,714; Felipe J. Parley - 38,445; P. Leslie Bessinger III - 39,108; James A. Witherspoon - 36,723; Brenda M. Ozaki - 40,339; James D. Withers - 40,376.

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Inventor's signature

Date: 12.03.1997

☒ Additional inventors are being named on separately numbered sheets attached hereto.

Attorney Docket No.: 07826-0007

Title: PEPTIDES FROM THE hPTH (1-37) SEQUENCE

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20	Full name of second inventor: DIETMAR HOCK	
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	Inventor's signature: <i>Dietmar Hock</i>	Date: 19.03.97 joint Hock
30	Full name of third inventor: MARKUS MAGERLEIN	
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	Inventor's signature: <i>Markus Magerlein</i>	Date: 19.03.97

08317547-032797  
457330-447330

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **KNUT ADERMANN, ET AL.**

App. No.:

Filed:

For: **PEPTIDES FROM THE hPTH (1-37) SEQUENCE**

) Attorney's Docket No. 07826-0007

**VERIFIED STATEMENT (DECLARATION) BY A NON-INVENTOR  
SUPPORTING A CLAIM BY ANOTHER FOR SMALL ENTITY STATUS**

I hereby declare that I am making this verified statement to support a claim by Knut Adermann, Dieter Hock, and Markus Magerlein for small entity status for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, with regard to the invention entitled **PEPTIDES FROM THE hPTH (1-37) SEQUENCE** by inventors named above described in:

☒ (x) the specification filed herewith☐ ( ) Application No. \_\_\_\_\_, filed \_\_\_\_\_☐ ( ) patent No. \_\_\_\_\_, issued \_\_\_\_\_

I hereby declare that I would qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying fees under section 41(a) and (b) of Title 35, United States Code, if I had made the above identified invention.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☒ (x) no such person, concern, or organization☐ ( ) persons, concerns or organizations listed below\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_  
☐ ( ) INDIVIDUAL ☐ ( ) SMALL BUSINESS CONCERN ☐ ( ) NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Prof. Dr. Dr. Wolf-Georg ForssmannADDRESS OF PERSON SIGNING: Niedersächsisches Institut für Peptidforschung,  
Feodor-Lynen-Str. 31, 30625 Hannover, GermanyDATE: 19.03.97 SIGNATURE: [Signature]